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BEFORE THE

Federal Communications Commission

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

WASHINGTON, D. C. 20554

In re Applications of)	MM Docket No. 92-62
)	
CRYSTAL CLEAR COMMUNICATIONS, INC.)	File No. BPH-901214MA
)	
THE RADIO MINISTRIES BOARD OF)	
VICTORY CHRISTIAN CENTER)	
ASSEMBLY OF GOD, INC.)	File No. BPH-901217MJ
)	
For a Construction Permit for)	
a new FM Station on Channel 240A)	
Seelyville, Indiana)	

To: Administrative Law Judge John Frysiak

SUPPLEMENT TO MOTION TO ENLARGE ISSUES

The Radio Ministries Board of Victory Christian Center Assembly of God, Inc. (the "Radio Board"), by counsel, herein supplements its Motion to Enlarge Issues filed against Crystal Clear Communications, Inc. ("Crystal") on May 12, 1992 for the narrow purpose of identifying the discovery procedures the Radio Board would seek to employ in the event either or both of the requested issues are added against Crystal.¹

Depositions. In the event the requested site availability and/or false certification/candor issues are specified against Crystal, the Radio Board would seek to depose the following individuals regarding those matters: (a) Lori Shauntee, Crystal's president, who certified the availability of Crystal's proposed site; (b) Brigitte Wassel, the real estate agent Crystal has

¹ The Radio Board would not object to Crystal filing a response to this supplement.

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identified as the source of providing it "reasonable assurance" of the availability of its proposed transmitter site; (c) Charles J. Thompson, Crystal's consulting engineer who has submitted a declaration stating he talked to Ms. Wassel about Crystal's proposed transmitter site; (d) Richard Koch, the Federal Aviation Administration ("FAA") employee who was advised by Crystal's FCC counsel, Stanley Emert, in June 1991 that Crystal was abandoning its transmitter site²; and (e) Stanley Emert, Crystal's FCC counsel, who told Mr. Koch on June 20, 1991 that Crystal was abandoning its proposed site.³

Documents. Additionally, the Radio Board would seek to have produced the following documents:

1. All documents referring or relating to communications between Crystal, its principals, agents, employees, consultants, attorneys, or other representatives, and any individual or entity regarding the availability of the transmitter site specified in its December 1990 application.
2. To the extent not produced in response to the above document request, all documents relating or referring to communications by and between (a)

² Since it is anticipated that Mr. Koch's testimony would be very brief, the Radio Board likely will propose to take his deposition by speakerphone.

³ With respect to all non-party deponents, the Radio Board will seek subpoenas duces tecum to obtain the types of documents described herein.

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Crystal principals; (b) any of Crystal's agents, employees, consultants, attorneys or other representatives; or (c) any Crystal principal and any of Crystal's agents, employees, consultants, attorneys or other representatives, regarding the availability of the transmitter site proposed in Crystal's December 1990 application.

3. To the extent not produced in response to the above document requests, all documents referring or relating to conversations by and between Crystal, its principals, agents, employees, consultants, attorneys and/or other representatives and Brigitte Wassel.

4. To the extent not produced in response to the above document requests, all documents, including, but not limited to, corporate minutes, internal memoranda, telephone messages, and other such documents, relating or referring to the availability of the transmitter site proposed in Crystal's December 1990 application.

For the purposes of this document request, "document" means the original or any non-identical copy, regardless of origin or location, of any letter, memorandum, telegram, telex, report,

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record, study, handwritten notes, working paper, charge, paper, draft, index, tape, disc, data sheet or processing card, book, pamphlet or periodical, or any other written, recorded, transcribed, punched, taped, filmed, or graphic matter, however produced or reproduced, together with any translation, instruction or other written information necessary to render such material understandable.

The terms "relating to" and "referring to" mean constitutes, contains, embodies, reflects, identifies, states, deals with, or is in any way pertinent to the specified subject, including documents concerning the preparation of other documents.

Reference to the transmitter site proposed in Crystal's December 1990 application refers to the site described in that application as being located "[j]ust east of Highway 342, .5 mile south of intersection of highway 342 and 40, .2 mile north of Gospel Grove, Indiana, Vigo County," Indiana, at geographic coordinates 39° 28' 53" NL; 87° 17' 34" WL.

In the event documents responsive to the above requests are known to have previously existed, but are no longer in existence, or in the event that such documents may no longer be in the possession or control of Crystal, its principals, agents, employees, representatives, consultants, or attorneys, Crystal should identify those documents with particularity. If production of any document called for by this request is refused pursuant to a claim of privilege, the document should be specifically identified and the basis for the privilege claim specified.

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WHEREFORE, In light of the foregoing, it is requested that the Motion to Enlarge Issues be SUPPLEMENTED with this proposed discovery procedure, that the Motion to Enlarge Issues be GRANTED in its entirety, that the issues requested therein be SPECIFIED, and that the discovery proposed herein APPROVED.

Respectfully submitted,

THE RADIO MINISTRIES BOARD
OF VICTORY CHRISTIAN CENTER
ASSEMBLY OF GOD, INC.

By Harry C. Martin by CHC
Harry C. Martin

By Cheryl A. Kenny
Cheryl A. Kenny
Its Counsel

Reddy, Begley & Martin
1001 22nd Street, N.W.
Suite 350
Washington, D.C. 20037

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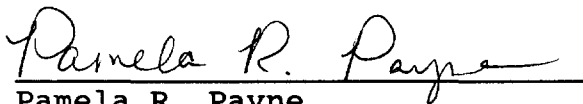
CERTIFICATE OF SERVICE

I, Pamela R. Payne, hereby certify that on this 9th day of June, 1992, copies of the foregoing **SUPPLEMENT TO MOTION TO ENLARGE ISSUES** were hand delivered or mailed, first class, postage prepaid, to the following:

Administrative Law Judge John M. Frysiak *
Federal Communications Commission
2000 L Street, N.W., Room 233
Washington, D.C. 20554

Robert Zauner, Esquire *
Hearing Branch, Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W., Room 7212
Washington, D.C. 20554

Stanley G. Emert, Jr., Esquire
Law Office of Stanley G. Emert, Jr.
2318 Second Avenue, Suite 845
Seattle, Washington 98121
Counsel for Crystal Clear Communications, Inc.


Pamela R. Payne

* HAND DELIVERED